

KAPLAN HECKER & FINK LLP

350 FIFTH AVENUE | 63RD FLOOR
NEW YORK, NEW YORK 10118

1050 K STREET NW | SUITE 1040
WASHINGTON, DC 20001

TEL (212) 763-0883 | FAX (212) 564-0883

WWW.KAPLANHECKER.COM

DIRECT DIAL 212.763.0883

DIRECT EMAIL rtolentino@kaplanhecker.com

December 22, 2023

VIA ECF

The Honorable Sarah Netburn
United States District Court
40 Foley Square, Room 430
New York, NY 10007

Re: *Doe v. New York University*, No. 23 Civ. 10515 (VSB) (SN) (S.D.N.Y.)

Dear Judge Netburn:

As counsel for Defendant New York University (“NYU”), I was surprised to see Plaintiff’s letter opposing NYU’s request for an extension of its deadline to answer or move to dismiss the complaint. *See* ECF 21. As an officer of this Court, I write to affirm that my colleague Amit Jain and I spoke with Jonathan F. Mitchell, lead counsel for Plaintiff, via telephone calls to the number listed in Mr. Mitchell’s signature block, *see* ECF 1 at 7, on two separate occasions: December 20, 2023 at 5:30pm ET, and December 21, 2023 at 4:00pm ET. During both conversations, opposing counsel agreed without hesitation to a one-month courtesy extension of NYU’s deadline to January 29, 2024. During the second conversation on December 21, 2023 at 4:00pm ET, opposing counsel further agreed to the full briefing schedule set forth in NYU’s letter. *See* ECF 20 at 2.

For the reasons outlined in its letter dated December 21, 2023, NYU respectfully requests that the Court order the briefing schedule to which the parties agreed. NYU reserves all rights to request further relief from this Court.

Sincerely,



Raymond P. Tolentino